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7 Las Vegas Metropolitan Police Department
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8

9 UNITED STATES DISTRICT COURT

10 DISTRICT OF NEVADA

11 ***

12 SOFIA VELADORES, individually, and as
special administrator of the ESTATE OF
13 ROBERTO SANCHEZ, and as Guardian ad
Litem of D.S. and I.S. and Rogelio Sanchez,
14 individually,

15 Plaintiff,

16 vs.

17 LAS VEGAS METROPOLITIAN POLICE
DEPARTMENT, a political subdivision of the
State of Nevada; OFFICER SOLON
18 MCGILL, individually; DOES I through 10,
inclusive;

19 Defendants.
20

CASE NO. 2:17-cv-0062-RFB-VCF

**STIPULATION AND ORDER TO
EXTEND DISCOVERY DEADLINES**

(FOURTH REQUEST)

21 Pursuant to LR 6-1 and LR 26-4, the parties, by and through their respective counsel of
22 record, hereby stipulate and request that this Court extend discovery in the above-captioned case
23 ninety (90) days, up to and including July 9, 2018. In addition, the parties request that the
24 dispositive motions and pretrial order deadlines be extended for an additional ninety (90) days as
25 outlined herein. In support of this Stipulation and Request, the parties state as follows:

- 26 1. On November 23, 2016, Plaintiff filed her Complaint in Nevada District Court.
27 2. On January 6, 2017, Defendant filed their Petition for Removal with Federal Court.
28 3. On January 13, 2017, Defendants filed their Answer to Plaintiff's Complaint with

1 Federal Court.

2 4. On February 6, 2017 the parties submitted a proposed Scheduling Order to the
3 Court.

4 5. On January 24, 2017, Plaintiff served her Initial Disclosure of Documents and
5 Witnesses on Defendants.

6 6. On April 21, 2017, Defendant served its Initial Disclosure of Documents and
7 Witnesses on Defendants.

8 7. On May 23, 2017, Defendant served written discovery on Plaintiffs. Plaintiffs
9 served their responses on August 23, 2017.

10 8. On June 2, 2017, Plaintiff served written discovery on Defendants. Defendants
11 served their responses on September 8, 2017.

12 9. On November 22, 2017, a protective order was entered in this matter.

13 **DISCOVERY REMAINING**

14 1. Defendants will take the deposition of Plaintiffs.

15 2. Plaintiff will take deposition of Defendants.

16 3. The parties will complete all written discovery.

17 4. The parties will take the depositions of the designated expert witnesses.

18 5. The parties will take the depositions of any and all other witnesses garnered
19 through discovery.

20 This Request for an extension of time is not sought for any improper purpose or other
21 purpose of delay. Rather, it is sought by the parties solely for the purpose of allowing sufficient
22 time to conduct discovery.

23 **WHY REMAINING DISCOVERY HAS NOT BEEN COMPLETED**

24 The parties have been compiling documents and investigating the instant action. The
25 parties are actively engaged in written discovery and will proceed with the necessary case
26 depositions.

27 Counsel for Defendants has been occupied in preparing Motions for Summary Judgment in
28 *Donell Bryant v. Officer Donohue, et al.*, 2:16-cv-1172-GMN-PAL and *Terry Hollis v. NLVPD*,

1 2:16-cv-2663-JAD-GWF. Counsel for Defendants has also been occupied preparing briefs after
2 three labor arbitration hearings involving numerous law enforcement witnesses. Counsel for
3 Defendants have been preparing discovery responses related to the protective order recently
4 entered by the Court.

5 Counsel for Plaintiff requires more time for our experts to review materials recently
6 produced in this matter before they can render meaningful expert opinions.

7 Extension or Modification of The Discovery Plan and Scheduling Order. LR 26-4 governs
8 modifications or extension of this discovery plan and scheduling order. Any stipulation or motion
9 must be made no later than twenty-one (21) days before the expiration of the subject deadline, and
10 comply fully with LR 26-4. Requests made after this time period must be the result of excusable
11 neglect.

12 The parties have reasonably been communicating regarding the status of discovery in this
13 matter, as current counsel for Plaintiff's substituted in in October, and Defendant McGill recently
14 returned from military duty. Unfortunately, the deadline of requesting an extension no later than
15 21 days before expert disclosures were due was eclipsed as Defendant's were preparing additional
16 disclosures after entry of the protective order.

17 This Request for an extension of time is not sought for any improper purpose or other
18 purpose of delay. Rather, it is sought by the parties solely for the purpose of allowing sufficient
19 time to conduct discovery regarding offsets in this case and adequately prepare their respective
20 cases for trial.

21 This is the fourth request for extension of time in this matter. The parties respectfully
22 submit that the reasons set forth above constitute compelling reasons for the short extension.

23 The following is a list of the current discovery deadlines and the parties' proposed
24 extended deadlines.

Scheduled Event	Current Deadline	Proposed Deadline
Discovery Cut-off	Monday, April 9, 2018	Monday, July 9, 2018
Amendment to Pleadings	Closed	Closed

1	Interim Status Report	Monday, February 12, 2018	May 10, 2018
2	Expert Disclosure	Tuesday, February 6, 2018	May 10, 2018
3	pursuant to Fed R. Civ. P. 26 (a)(2)		
4	7	Monday, March 12, 2018	June 11, 2018
5	Dispositive Motions	Wednesday, May 9, 2018	August 8, 2018, or at least thirty (30) days after the close of discovery
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7	Joint Pretrial Order	Monday, March 12, 2018	September 7, 2018, or at least thirty (30) days after the decision of last Dispositive Motions
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1 WHEREFORE, the parties respectfully request that this Court extend the discovery period
2 by ninety days (90) days from the current deadline of April 9, 2018 up to and including July 9,
3 2018 and the other discovery dates as outlined in accordance with the table above.

4 DATED this 2nd day of February, 2018.

DATED this 2nd day of February, 2018.

5 LEWIS BRISBOIS BISGAARD & SMITH

LADAH LAW FIRM

6
7 /s/ Noel E. Eidsmore

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15 *Officer Seymore*

/s/ Anthony Ashby

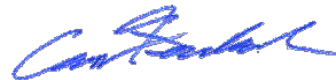
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16 **ORDER**

17 IT IS SO ORDERED.

18 Dated this 5th day of February, 2018.

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20 U.S. MAGISTRATE JUDGE